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May 18, 2016

**Via ECF**

Hon. Leonard D. Wexler  
United States District Court  
Eastern District of New York  
944 Federal Plaza  
Central Islip, New York 11722

Re: *Derosa v. CAC Financial Corp.*  
Docket No: 2:16-cv-01472-LDW-SIL

Dear Judge Wexler:

We represent Plaintiff concerning the above-referenced matter and write to withdraw Plaintiff's request for a pre-motion conference. (*Dkt. 8*). Defendant has filed an Amended Answer (*Dkt. 9*), withdrawing its Second Affirmative Defense, thereby rendering Plaintiff's proposed motion moot.

Thank you for your attention herein.

Respectfully submitted,

/s David M. Barshay  
David M. Barshay

cc: All parties via ECF system